

## Message Text

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PAGE 01 STATE 020602  
ORIGIN DLOS-09

INFO OCT-02 EUR-12 ISO-00 OES-07 SSO-00 /029 R

DRAFTED BY D/LOS:RBLUMBERG/AD  
APPROVED BY D/LOS:RBLUMBERG  
-----015173 252330Z /65

O 252314Z JAN 78  
FM SECSTATE WASHDC  
TO AMEMBASSY MOSCOW IMMEDIATE

CONFIDENTIAL STATE 020602

DELIVER 9 AM 26 JANUARY; FOR AMBASSADOR RICHARDSON

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: LOS - INTERPRETIVE STATEMENTS

REF: MOSCOW 1199

TEXT OF LETTER TO DAVID MCGIFFERT DATED AUGUST 16, 1977, IS  
AS FOLLOWS:

-- DEAR DAVE:

-- IT IS MY UNDERSTANDING THAT THE DEPARTMENT OF DEFENSE  
BELIEVES THE UNITED STATES DELEGATION SHOULD MAKE A FORMAL  
INTERPRETIVE STATEMENT ON THE RECORD AT THE APPROPRIATE  
TIME IN CONNECTION WITH UNITED STATES ACCEPTANCE OF THE PRO-  
VISIONS RELATING TO THE EXCLUSIVE ECONOMIC ZONE CONTAINED  
IN THE INFORMAL COMPOSITE NEGOTIATING TEXT ON THE LAW OF  
THE SEA, AND SEEK SIMILAR STATEMENTS FROM OTHER MARITIME  
STATES. WE AGREE. BASED ON INFORMAL CONVERSATIONS BETWEEN  
OUR RESPECTIVE STAFFS, I WOULD SUGGEST THAT THE FOLLOWING  
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TEXT BE USED FOR THIS PURPOSE:

-- COASTAL STATES MAY NOT SUBJECT THE EXCLUSIVE ECONOMIC  
ZONE TO THEIR SOVEREIGNTY. THE UNITED STATES CONSIDERS  
THAT, WITH THE EXCEPTION OF RESOURCE AND OTHER SPECIFIC

RIGHTS EXPRESSLY GRANTED TO COASTAL STATES, ARTICLE 58 OF

THE CONVENTION PRESERVES, FOR THE INTERNATIONAL COMMUNITY,  
IN ADDITION TO CERTAIN SPECIFIED HIGH SEAS FREEDOMS, ALL  
OTHER HIGH SEAS FREEDOMS TRADITIONALLY ENJOYED BY SHIPS  
AND AIRCRAFT WHICH ARE RECOGNIZED BY THE GENERAL PRINCIPLES  
OF INTERNATIONAL LAW.

-- WE WILL DOUBTLESSLY WISH TO INCLUDE INTERPRETATIONS OF  
OTHER PROVISIONS WHEN A STATEMENT IS MADE, AND WILL OF  
COURSE CONTINUE TO WORK WITH THE DEPARTMENT OF DEFENSE IN  
THIS REGARD. SINCERELY, ELR.

VANCE

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NNN

## Message Attributes

**Automatic Decaptoning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TEXT, LAW OF THE SEA, DIPLOMATIC COMMUNICATIONS, MEETINGS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 25 jan 1978  
**Decapton Date:** 01 jan 1960  
**Decapton Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978STATE020602  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** RBLUMBERG/AD  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D780038-0088  
**Format:** TEL  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
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**Legacy Key:** link1978/newtext/t19780122/aaaaasqj.tel  
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**Litigation History:**  
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**Message ID:** e74f09e0-c288-dd11-92da-001cc4696bcc  
**Office:** ORIGIN DLOS  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
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**Previous Handling Restrictions:** n/a  
**Reference:** 78 MOSCOW 1199  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 13 jun 2005  
**Review Event:**  
**Review Exemptions:** n/a  
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**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 3714203  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** LOS - INTERPRETIVE STATEMENTS  
**TAGS:** PLOS, UR, US, (MCGIFFERT, DAVID)  
**To:** MOSCOW  
**Type:** TE  
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**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014